

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office MAR 10 1994

Returned to applicant for correction.....

Corrected application filed..... Map filed MAR 21 1994

The applicant Robert O. & Elaine Burnham

Diamond Valley Route, Box 33 of Eureka

Street and No. or P.O. Box No.

City or Town

Nevada 89316

State and Zip Code No.

hereby make^s application for permission to change the

Manner of Use, Place of Use and Point of Diversion

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under permit 49184

Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.

1. The source of water is underground
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 0.14 c.f.s.
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for commercial and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for irrigation
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 6, T.21N., R.53E., M.D.B.&M.,
Describe as being within a 40-acre subdivision of public survey and by course and
or at a point from which the NW corner of said Sec. 6 bears N 75°17' W a
distance to a section corner. If on unsurveyed land, it should be stated.
distance of 4,077.08 feet
6. The existing permitted point of diversion is located within SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 29, T.23N., R.54E.,
If point of diversion is not changed, do not answer.
M.D.B.&M., or at a point from which the W $\frac{1}{2}$ corner of said Sec. 29 bears
S 45° W a distance of 500 feet.
7. Proposed place of use NE $\frac{1}{4}$ Sec. 6, T.21N., R.53E., M.D.B.&M., 8.58 acres
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
8. Existing place of use 8.58 acres in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 29, T.23N., R.53E.,
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
M.D.B.&M.
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day
10. Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) Well, pump and distribution system
State manner in which water is to be diverted, i.e. diversion structure,
ditches, pipes and flumes, or drilled well, etc.
12. Estimated cost of works \$30,000
13. Estimated time required to construct works 3 years

14. Estimated time required to complete the application of water to beneficial use..... 5 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

Water to be used for mobile home park, R.V. park and commercial purposes.

Compared gkl/pm

cl/cms

By s/ Katherine A. Rice
P.O. Box 130
Smith NV 89430

Protested

APPROVAL
OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place and manner of use of the waters of an underground source as heretofore granted under Permit 49184 is issued subject to the terms and conditions imposed in said Permit 49184 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 59810, 59811 and 59812 shall not exceed 101.08 acre-feet annually.

Permits 59810, 59811 and 59812 shall be limited to serving a maximum of 70 mobile home sites, 50 recreational vehicle sites and one convenience store. Any water not used for the above purpose shall revert to the source.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.14 cubic feet per second, but not to exceed 34.32 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before October 18, 1997

Proof of completion of work shall be filed before November 18, 1997

Application of water to beneficial use shall be made on or before October 18, 1998

Proof of the application of water to beneficial use shall be filed on or before November 18, 1998

Map in support of proof of beneficial use shall be filed on or before November 18, 1998

Completion of work filed

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 18th day of October

A.D. 19 96

[Signature]
State Engineer

Abrogated By 605769 0.14